



Jason Leopold <jasonleopold@gmail.com>

FOIA Request EOUSA-2019-003891 Submitted

2 messages

admin@foiaonline.gov <admin@foiaonline.gov>
To: jasonleopold@gmail.com

Mon, Jul 29, 2019 at 12:11 PM

This message is to confirm your request submission to the FOIAonline application: [View Request](#). Request information is as follows:

- Tracking Number: EOUSA-2019-003891
- Requester Name: Mr. Jason Leopold
- Date Submitted: 07/29/2019
- Request Status: Submitted
- Description: I request disclosure from the Justice Department/Executive Office of US Attorneys the following records:

1. A copy of independent monitor Michael Cherkasky's 1,000-page report to the Justice Department detailing HSBC's compliance with a 2012 agreement with the Justice Department to fix faulty money-laundering controls as part of a \$1.9 billion deferred-prosecution agreement with DOJ, which found that HSBC had allowed billions of dollars to be moved throughout its network in violation of sanctions laws and anti-money-laundering statutes.

Since this report was submitted to DOJ and was stored in DOJ filing systems it is an agency record subject to the FOIA. Moreover, in the years since the US government entered into a deferred prosecution agreement with HSBC the bank has been fined nearly \$1 billion and entered into yet another deferred prosecution agreement with the US government related to financial crimes.

Reasonably Foreseeable Harm. The FOIA Improvement Act of 2016 amended the FOIA as follows (5 USC 552(a)(8)):

(A) An agency shall—

(i) withhold information under this section only if—

(I) the agency reasonably foresees that disclosure would harm an interest protected by an exemption described in subsection (b); or

(II) disclosure is prohibited by law; and

(ii) (I) consider whether partial disclosure of information is possible whenever the agency determines that a full disclosure of a requested record is not possible; and

(II) take reasonable steps necessary to segregate and release nonexempt information. . . .

DOJ and its components should not fail to meet the requirements of Section 552(a)(8) when processing my request and release responsive records to me in full or at least in part.

Jason Leopold <jasonleopold@gmail.com>
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To: Jason Leopold <jason.leopold@buzzfeed.com>

Mon, Jul 29, 2019 at 12:13 PM

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Exhibit A